

# Exhibit 18

Contains Confidential Portions

Page 1

1 JESSE ANGELO

2 UNITED STATES DISTRICT COURT

3 SOUTHERN DISTRICT OF NEW YORK

4 SANDRA GUZMAN,

5 Plaintiff,

6 -against- 09CIV9323 (BSJ) (RLE)

7 NEWS CORPORATION, NYP HOLDINGS, INC., d/b/a

8 THE NEW YORK POST, and COL ALLAN, in his

9 official and individual capacities,

10 Defendants.

11 AUSTIN FENNER and IKIMULISA LIVINGSTON,

12 Plaintiffs,

13 -against- 09CIV9832 (BSJ) (RLE)

14 NEWS CORPORATION, NYP HOLDINGS, INC., d/b/a

15 THE NEW YORK POST and DAN GREENFIELD and

16 MICHELLE GOTTHELF,

17 Defendants.

18 VIDEOTAPED DEPOSITION OF JESSE ANGELO

19 New York, New York

20 Wednesday, April 25, 2012

21 REPORTED BY: BARBARA R. ZELTMAN

22 (BOBBIE)

23 Professional Stenographic Reporter

24

25 Job Number: 48821

<p>Contains Confidential Portions</p> <p style="text-align: center;">Page 358</p> <p>1           <b>JESSE ANGELO</b>  2   testimony is you are certain you have never  3   seen this photograph that I provided you on  4   Col Allan's Blackberry or iPhone or some  5   kind of device like that, correct?  6   A   Yes.  7   Q   And Col Allan -- I think you  8   already said this but just to be clear. Col  9   Allan has never shown you this photograph at  10   any time?  11   A   No, he's never shown me this  12   photograph.  13   Q   Have you ever seen Col Allan show a  14   photograph of a naked man to anyone?  15   A   The only time that I ever saw  16   anything like that, I remember seeing a  17   front page on his Blackberry that had a news  18   photograph in it, with a naked man in it.  19   Q   When was that?  20   A   I don't recall the exact date.  21   Q   Do you recall what naked man was  22   depicted on this front-page story on the  23   Blackberry?  24   A   It was a crazy guy who ran naked  25   through Times Square.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p>Contains Confidential Portions</p> <p style="text-align: center;">Page 359</p> <p>1           <b>JESSE ANGELO</b>  2   Q   And was anyone else present when he  3   showed you this photograph?  4   A   Not that I recall.  5   And again just to be clear, he  6   didn't show me the photograph. He showed me  7   a pdf of the front page of The New York Post  8   that had that photograph.  9   Q   Where did this take place?  10   A   At Langan's.  11   Q   And you don't know if anyone else  12   saw this photograph?  13   A   No.  14   MR. CLARK: We have to change  15   the tape. Why don't we take a break  16   and we'll wrap up.  17   THE VIDEOGRAPHER: The time is  18   6:55. We're going off the record.  19   (A brief recess was  20   taken.)  21   THE VIDEOGRAPHER: The time is  22   7:00. We're back on the record.  23   BY MR. CLARK:  24   Q   Mr. Angelo, who is Steve Dunlevy?  25   A   Steve Dunlevy used to be a</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>
<p>Contains Confidential Portions</p> <p style="text-align: center;">Page 360</p> <p>1           <b>JESSE ANGELO</b>  2   columnist at The New York Post.  3   Q   Did Steve Dunlevy ever use a racial  4   epithet in your presence?  5   A   Yes.  6   Q   Where did this happen?  7   A   At Langan's.  8   Q   What did he say?  9   A   He used a racial epithet in  10   conjunction with another member of staff,  11   and I reprimanded him for it.  12   Q   Can you be more specific?  13   What did he say exactly?  14   A   He was referring to a member of  15   staff named Robert George and he referred to  16   him as the token N-word. And I heard him  17   say it and I immediately reprimanded him for  18   it.  19   Q   When did it occur?  20   A   I don't recall the exact date.  21   Q   Was anyone else present?  22   A   Yes.  23   Q   Who else was present?  24   A   Robert George was present.  25   Q   He says this in Robert George's</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p>Contains Confidential Portions</p> <p style="text-align: center;">Page 361</p> <p>1           <b>JESSE ANGELO</b>  2   presence?  3   A   Yes.  4   Q   Was anyone else present?  5   A   Col Allan was present.  6   Q   Anyone else?  7   A   I believe there were other people  8   around. I don't recall who they were or in  9   what proximity.  10   Q   What was Col Allan's reaction?  11   A   You know, I don't recall Col's  12   reaction.  13   Q   You said you reprimanded  14   Mr. Dunlevy?  15   A   That is correct.  16   Q   How did you reprimand him?  17   A   I told him it was unacceptable,  18   inappropriate and he couldn't speak that  19   way.  20   Q   Was any other action ever taken  21   against Mr. Dunlevy?  22   A   For what?  23   Q   For this incident.  24   A   Not that I am aware of.  25   Q   So you thought that a verbal</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>

<p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 362</p> <p>1       <b>JESSE ANGELO</b>  2       <b>reprimand was all that was required in the</b>  3       <b>circumstance?</b>  4       A    I gave him a stern verbal reprimand  5       and I considered that to be the end of the  6       situation.  7       <b>Q    Would you regard Mr. Dunlevy's use</b>  8       <b>of the N-word as contrary to company policy?</b>  9       MR. LERNER: Objection.  10      A    I don't know.  11      <b>Q    Would it be considered a form of</b>  12       <b>racial harassment?</b>  13      MR. LERNER: Objection.  14      A    That's not for me to say. I'm not  15       a lawyer.  16      <b>Q    Well, you were his supervisor,</b>  17       <b>right?</b>  18      A    Yes.  19      <b>Q    But you're not able to say whether</b>  20       <b>this might be considered harassment?</b>  21      A    I knew it was inappropriate. I  22       immediately told him so and reprimanded him  23       for saying it.  24      <b>Q    Did you ever report this to the</b>  25       <b>Human Resources people?</b></p>	<p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 363</p> <p>1       <b>JESSE ANGELO</b>  2       A    Not that I recall.  3       <b>Q    Did you report it to anybody at</b>  4       <b>all?</b>  5       A    Not that I recall, no.  6       <b>Q    Did you ever document in writing</b>  7       <b>the fact that Mr. Dunlevy had used this</b>  8       <b>racial epithet?</b>  9       A    Not that I recall.  10      <b>Q    So there's nothing in Mr. Dunlevy's</b>  11       <b>file that was ever put in his file</b>  12       <b>documenting this incident; is that correct?</b>  13      A    Not that I am aware of.  14      <b>Q    Did you ever hear Mr. Dunlevy use a</b>  15       <b>racial epithet other than this incident</b>  16       <b>you've already discussed?</b>  17      A    No.  18      <b>Q    Did you ever have anyone tell you</b>  19       <b>that Mr. Dunlevy had used a racial epithet</b>  20       <b>on another occasion?</b>  21      A    No.  22      <b>Q    And to be clear, Robert George is</b>  23       <b>black; is that correct?</b>  24      A    Yes. They were good friends,  25       Robert and Steve.</p>
<p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 364</p> <p>1       <b>JESSE ANGELO</b>  2       <b>Q    What's the relevance of that? Do</b>  3       <b>you think that makes it okay?</b>  4       A    No.  5       <b>Q    Did you have any role in the</b>  6       <b>closing of Tempo?</b>  7       A    No.  8       <b>Q    Did you have any role in Sandra</b>  9       <b>Guzman's termination?</b>  10      A    No.  11      <b>Q    What is your understanding of why</b>  12       <b>Sandra Guzman was terminated?</b>  13      MR. LERNER: Objection.  14      A    The ads for Tempo dried up; the  15       section ceased to exist. She was the editor  16       of the section.  17      <b>Q    Are you aware whether or not Sandra</b>  18       <b>edited other sections?</b>  19      A    I don't have awareness of her  20       editing other sections.  21      <b>Q    You don't know if she edited</b>  22       <b>anything other than Tempo?</b>  23      A    I was not aware of any other duties  24       she had.  25      In the process of preparing for</p>	<p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 365</p> <p>1       <b>JESSE ANGELO</b>  2       this lawsuit, I became aware she had other  3       duties. I didn't know anything about them.  4       <b>Q    That's fine.</b>  5       <b>What's your understanding of who</b>  6       <b>made the decision to terminate Sandra</b>  7       <b>Guzman?</b>  8       MR. LERNER: Objection.  9       If you have such an understanding.  10      MR. CLARK: That's fine. If he  11       doesn't, he can say, "I don't know."  12      A    I don't know.  13      <b>Q    Did anyone ever consult you as to</b>  14       <b>whether Sandra Guzman should be fired?</b>  15      A    No, not that I recall.  16      <b>Q    Were you privy to any conversations</b>  17       <b>prior to Sandra Guzman's termination</b>  18       <b>regarding her possible termination?</b>  19      A    Not that I recall.  20      <b>Q    So you did not know that Sandra</b>  21       <b>Guzman would be terminated until it</b>  22       <b>happened?</b>  23      A    That's not what I said.  24      <b>Q    So did anyone ever talk to you</b>  25       <b>about Sandra Guzman being terminated prior</b></p>